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CPA #1511
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13/ Reg under
1.53(d)
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Atty. Dkt. No.: UTSC:584

Prior Application Examiner:
Kulrosky, P.

Be
9-26-00

BOX CPA
Assistant Commissioner for Patents
Washington, D.C. 20231

Prior Group Art Unit: 1615

**I. REQUEST FOR FILING CONTINUED PROSECUTION APPLICATION (CPA)
UNDER 37 C.F.R. § 1.53(d)**

This is a request for filing a Continued Prosecution Application (CPA) under Rule 53 (37 CFR § 1.53(d)) of pending prior application Serial No.09/122,427 filed on July 24, 1998, which is a Continuation of co-pending prior application Serial No. 08/468,791 filed June 6, 1995, entitled "SUBMICRON LIPOSOME SUSPENSIONS OBTAINED FROM PRELIPOSOME LYOPHILIZATES."

The above-identified prior application in which no payment of the issue fee, abandonment of, or termination of proceedings has occurred, is hereby expressly abandoned as of the filing date of this new application. Please use all the contents of the prior application file wrapper, including the drawings, as the basic papers for the new application.

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1. Enter the unentered amendment previously filed on _____ under 37 C.F.R. § 1.116 in the prior nonprovisional application.
- ☐ 2. A preliminary amendment is enclosed.
- ☐ 3. This application is filed by fewer than all the inventors named in the prior application, 37 C.F.R. § 1.53(d)(4).
- ☐ (a) **DELETE** the following inventor(s) named in the prior nonprovisional application:
- ☐ (b) The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
- ☐ 4. A new Power of Attorney is enclosed.
- ☐ 5. An Information Disclosure Statement (IDS) is enclosed.
- ☐ (a) PTO-1449.
- ☐ (b) Copies of IDS citations.
- ☒ 6. Enclosed is a check in the amount of \$1,025.00 to cover the filing fee as calculated below and the Request for Extension of Time. The fee is calculated after entry of the preliminary amendment.

FEE SHEET

FOR	NUMBER FILED	NUMBER EXTRA	RATE	FEE
Basic Fee -----				\$345.00
Total Claims	10 - 20 =	44 X	\$9.00 =	\$..00
Independent Claims	1 - 3 =	4 X	\$39.00 =	\$..00
Multiple Dependent Claim(s) -----				\$-0-.00
TOTAL FILING FEES:				\$345.00

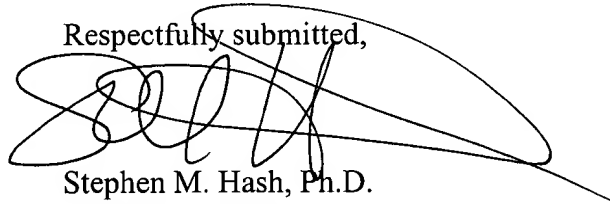
- ☒ 7. Applicant is entitled to Small Entity Status for this application.

- ☐ (a) A small entity statement is enclosed.
- ☒ (b) A small entity statement was filed in the prior nonprovisional application and such status is still proper and desired.
- ☐ (c) Small entity status is no longer claimed.
- ☐ 8. The Assistant Commissioner is requested to grant Applicants a filing date in accordance with Rule 1.53, and supply Applicants with a Notice of Missing Parts in due course, in accordance with the provisions of Rule 1.53(d).
- ☐ 9. Priority of application Serial No. filed on in the country of is claimed under 35 U.S.C. § 119.
- ☒ 10. Address all future communications to:
- Stephen M. Hash
FULBRIGHT & JAWORSKI
600 Congress Avenue, Suite 2400
Austin, Texas 78701
(512) 418-3000
- ☒ 11. **Other: Copy of Request for Extension of Time**
- ☒ 12. Return Receipt Postcard (should be specifically itemized).

It is understood that secrecy under 35 U.S.C. § 122 is hereby waived to the extent that if information or access is available to any one of the applications in the file jacket of a 37 C.F.R. § 1.53(d) application, be it either this application or a prior application in the same file jacket, the Patent and Trademark Office may provide similar information or access to all the other applications in the same file jacket.

If the check is missing or insufficient or should any additional fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason relating to the enclosed materials, or should an overpayment be included herein, the Assistant Commissioner is authorized to deduct or credit said fees from or to Fulbright & Jaworski Deposit Account No. 50-1212/10017158/HAS.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'S. Hash', is written over the words 'Respectfully submitted,'.

Stephen M. Hash, Ph.D.
Reg. No. 45,490
Attorney for Applicant

FULBRIGHT & JAWORSKI
600 Congress Avenue, Suite 2400
Austin, Texas 78701
(512) 418-3000

Date: September 12, 2000